

To request a Time Extension (TE) or Alternative Diversion Requirement (ADR), please complete and sign this request sheet and return it to your Office of Local Assistance (OLA) representative at the address below, along with any additional information requested by OLA staff. When all documentation has been received, your OLA representative will work with you to prepare for your appearance before the Board. If you have any questions about this process, please call (916) 341-6199 to be connected to your OLA representative.

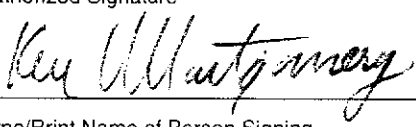
Mail completed documents to:

California Integrated Waste Management Board
Office of Local Assistance, (MS 25)
1001 I Street
PO Box 4025
Sacramento CA 95812-4025

General Instructions:

For a Time Extension complete Sections I, II, III-A, IV-A, and V.

For an Alternative Diversion Requirement complete Sections I, II, III-B, IV-B and V.

Section I: Jurisdiction Information and Certification <i>All respondents must complete this section.</i>			
I certify under penalty of perjury that the information in this document is true and correct to the best of my knowledge, and that I am authorized to make this certification on behalf of:			
Jurisdiction Name Laguna Niguel		County Orange	
Authorized Signature 		Title Director of Public Works	
Type/Print Name of Person Signing Ken Montgomery	Date July 1, 2004	Phone (949) 362-4339	
Person Completing This Form (please print or type) Ken Montgomery		Title Director of Public Works	
Phone (949)362-4339	E-mail Address kmontgomery@ci.laguna-niguel.ca.us		Fax (949)362-4385
Mailing Address 27791 La Paz Rd	City Laguna Niguel	State CA	ZIP Code 92677

Section II—Cover Sheet

This cover sheet is to be completed for each Time Extension (TE) or Alternative Diversion Requirement (ADR) requested.

1. Eligibility

Has your jurisdiction filed its Source Reduction and Recycling Element, Household Hazardous Waste Element, and Nondisposal Facility Element with the Board (must have been filed by July 1, 1998 if you are requesting an ADR)?

☐ No. If no, stop; not eligible for a TE or ADR.

☒ Yes. If yes, then eligible for a TE or ADR.

2. Specific Request and Length of Request

Please specify the request desired.

☒ **Time Extension Request**

Specific years requested 2

Is this a second request? ☐ No ☒ Yes Specific years requested. 2004 & 2005

(Note: Requests for an additional extension will need to address why the jurisdiction's efforts to meet the 50% goal by the end of the first extension were not successful.)

☐ **Alternative Diversion Requirement Request (*Not allowed for Regional Agencies*).**

Specific ADR requested %, for the years .

Is this a second ADR request? ☐ No ☐ Yes Specific ADR requested %, for the years .

(Note: Requests for an additional ADR will need to address why the jurisdiction's efforts to meet 50% by the end of the first ADR period were not successful.)

Note: Extensions may be requested anytime by a jurisdiction, but will only be effective in the years from January 1, 2000 to January 1, 2006. An original request for a TE/ADR may be granted for any period up to three years and subsequent requests for TE/ADR may extend the original request or be based on new circumstances but the total number of years for all requests cannot total more than five years or extend beyond January 1, 2006.

Section IIIA—TIME EXTENSION

Within this section, discuss your jurisdiction's progress in implementing diversion programs that were planned to achieve 50%. Provide any additional information that demonstrates "good faith effort." The CIWMB shall determine your jurisdiction's progress in demonstrating "good faith effort" towards complying with AB 939. Note: The answers to each question should be comprehensive and provide specific details regarding the jurisdiction's situation.

Attach additional sheets if necessary—please reference each response to the appropriate cell number (e.g., IIIA-1).

- 1. Why does your jurisdiction need more time to meet the 50% goal? Describe why SRRE selected programs did not achieve 50% diversion. Identify barriers to meeting the 50% goal and briefly indicate how they will be overcome.**

See attached sheets.

- 2. Why does your jurisdiction need the amount of time requested? Describe any relevant circumstances in the jurisdiction that contribute to the need for a Time Extension.**

See attached sheets..

- 3. Describe your jurisdiction's Good Faith Efforts to implement the programs in its SRRE.**

See attached sheets.

- 4. Provide any additional relevant information that supports the request.**

See attached sheets..

Section IIIB—ALTERNATIVE DIVERSION REQUIREMENT

Within this section, discuss your jurisdiction's progress in implementing diversion programs that were planned to achieve 50%. Provide any additional information that demonstrates "good faith effort." The CIWMB shall determine your jurisdiction's efforts in demonstrating "good faith effort" towards complying with AB 939. Note: The answers to each question should be comprehensive and provide specific details regarding the jurisdiction's situation.

Attach additional sheets if necessary—please reference each response to the appropriate cell number (e.g., IIIB-1.).

1. Why does your jurisdiction need and Alternative Diversion Requirement? Describe why SRRE selected programs did not achieve 50% diversion. Identify barriers to meeting the 50% goal and briefly indicate how they will be overcome.

2. Why is your jurisdiction requesting an Alternative Diversion Requirement in lieu of a Time Extension?

3. Describe your jurisdiction's Good Faith Efforts to implement the programs in its SRRE.

4. Describe any relevant circumstances in the jurisdiction that contribute to the need for an ADR. Provide any relevant information that supports the request.

Section IV A—PLAN OF CORRECTION

A Plan of Correction is required by PRC Section 41820(a)(6)(B). The plan is fundamentally a description of the actions the jurisdiction will take to meet the 50% goal by the expiration of the Time Extension.

Attach additional sheets if necessary.

Residential %		39	Non-residential %		61
PROGRAM TYPE Please use the Board's Program Types. The Program Glossary is online at: www.ciwmb.ca.gov/LGCentral/PARIS/Codes/Reduce.htm	NEW or EXPAND	DESCRIPTION OF PROGRAM	FUNDING SOURCE	DATE FULLY COMPLETED	ESTIMATED PERCENT DIVERSION
2030-RC-OSP	Expand	Expand collection of cardboard and other fiber with front loader routes; increase glass/CRV collection; divert fiber from compactor accounts. 195 (3yd) commercial accounts will be targeted and 40 glass accounts will be targeted	Rates	12/31/05	2.0
8000-TR-BIO	New	The City will be diverting wood waste to approved biomass facilities as part of its overall diversion strategy.	Rates	12/31/05	1.0
7000-FR-MRF	Expand	Residential curbside materials are processed at CR&R. In addition, changes in configuration of the MRF and adjacent property has allowed increased recovery of concrete and soils.	Rates	12/31/05	2.0
7000-FR-MRF	New	Multi-Family . The new program will take all the waste from the 40 multi-family complexes and process it at CR&R's MRF in Stanton which has proven success at achieving at least a 50% diversion rate.	Rates	12/31/05	10.0
3000-CM-RCG	Expand	Green Waste Recycling - go from a manual collection system to an automated third barrel system The expansion will provide green waste collection for an additional 16,000 homes. This brings the total number of homes serviced by the program to approximately 9,000..	Rates	12/31/05	3.0
4060-SP-CAR	Expand	Enhanced recycling and demolition recycling. All customer service representatives will be trained June 26, 2004 to ask customers if debris is construction or non-construction. All construction debris will be sent to processing.	Rates	12/31/05	1.0
Total Estimated Diversion Percent From New and/or Expanded Programs					19.0
Current Diversion Rate Percent From Latest Annual Report					39.0
Total Planned Diversion Percent Estimated					58.0

PROGRAMS SUPPORTING DIVERSION ACTIVITIES

PROGRAM TYPE	NEW or EXPANDED	DESCRIPTION OF PROGRAM	DATE FULLY COMPLETED
5010-ED-PRN & 5030-ED-SCH	Expanded	<p>The hauler and the City will provide commercial property managers with brochures on methods to increase recycling in their businesses. The City will also communicate with landscapers that serve the community and HOAs to discuss potential grass cycling solutions.</p> <p>The City will be working with the CIWMB to conduct waste assessments of the schools located within the city. The results of the waste assessment will be used to provide the school district with a customized recycling plan.</p>	Ongoing
5020-ED-OUT & 2080-RC-SPE	Expanded	<p>The City will continue to educate the Public through a public education booth at various city events. In addition, the City will work with the hauler to educate businesses through workshops, educational materials and visits to businesses.</p> <p>The City provides a packet at the building and engineering counter to all applicants, and assists applicants through meetings when requested to understand and guide them on how and what to recycle during construction.</p>	Ongoing
1030-SR-PMT & 6010-PI-EIN Self-Haul County Study	new & expanded	<p>The City is increasing its use of recycled paper in its offices.</p> <p>The City provides a 35% price reduction for service commercial recycling bins.</p> <p>The County of Orange is completing in July, 2004, a major self-haul study of its landfill system. Preliminary findings of this study show a self-haul rate of approximately 30% for Prima Desecha Landfill. This data appears to substantiate the high reported self-haul tonnages for the city of San Juan Capistrano. The city will continue to work with the County IWMD to determine how the results of this study will impact the city's diversion rate.</p>	Ongoing

Section IV B—GOAL ACHIEVEMENT

Goal Achievement describes the activities the jurisdiction will use to achieve the ADR.

Attach additional sheets if necessary..

Residential %			Non-residential %		
PROGRAM TYPE	NEW or EXPAND	DESCRIPTION OF PROGRAM	FUNDING SOURCE	DATE FULLY COMPLETED	ESTIMATED PERCENT DIVERSION
Please use the Board's Program Types. The Program Glossary is online at: www.ciwmb.ca.gov/LG/Central/PARIS/Codes/Reduce.htm					
Total Estimated Diversion Percent From New and/or Expanded Programs					
Current Diversion Rate Percent From Latest Annual Report					
Total Planned Diversion Percent Estimated					

PROGRAMS SUPPORTING DIVERSION ACTIVITIES

PROGRAM TYPE	NEW or EXPAND	DESCRIPTION OF PROGRAM	DATE FULLY COMPLETED

Section V – PARIS

Office of Local Assistance staff will be reviewing your Jurisdiction's Planning Annual Report Information System (PARIS) database printout as part of the evaluation of your request. Should the Jurisdiction have updates or revisions to the program implementation from the latest Annual Report submitted to the Board, please attach to the application the Jurisdiction's PARIS database printout showing updates or revisions.

Contact your Office of Local Assistance Representative at (916) 341-6199 for a copy of PARIS, or go to the Board's website at www.ciwmb.ca.gov/LGCentral/PARIS/.

Supplemental Information for Laguna Niguel's 1066 Application

Section IIIA. 1.

The elements for the recycling program identified in the SRRE were written in 1991. As described in the City's Annual Report, the majority of these programs have been implemented. The City believes that an aggressive implementation of its existing SRRE programs along with the additional efforts noted in this second time extension will result in the attainment of the City's diversion mandate.

Each of the programs identified in the City's first 1066 time extension are listed below. The City has experienced several barriers in the implementation of its Plan of Action. The accompanying text describes each program's level of attainment, the barriers encountered, and the solutions developed and proposed for a second 1066 time extension.

Program 2030-RC-OSP projected an additional diversion of 4,086 tons/year. Collection of cardboard, newspaper, glass, and other recyclable materials at commercial 3-yard bin locations throughout the City would achieve the diversion. Although the franchised hauler hired a full-time recycling coordinator in September of 2002, the pace of implementation fell behind in mid-2003. The City was able to get 30 bins placed by the end of the first time extension. The City has identified that more time and assistance is required in order to fully implement the commercial recycling portion of its Plan of Correction (POC). The hauler has agreed with the City that additional staffing resources are required to fully implement the plan and is dedicating a total of seven employees to commercial recycling. The City has also identified that the hauler needs more City support when first approaching businesses to enroll them in a recycling program. City staff will be working with the hauler in making more initial contacts throughout the commercial sector. The City has identified that a lack of reporting and monitoring of the hauler's effort by City staff acted as a barrier to fully implementing the program as originally designed. As a remedy the hauler and the city have established a bi-monthly reporting system. These reports will be forwarded monthly to the OLA staff administering the city's 1066 POC so all parties can be current on the status of implementation.

In addition to the monitoring efforts described above the City will also work with its hauler to monitor the level of refuse service reduction that is realized with the introduction of the recycling bins. The hauler will provide, on a monthly basis, a list of all recycling commercial accounts by their level of service and the anticipated reduction in solid waste collection. The list will include customer name, location, equipment deliveries and removals and a contact person for each account. The City will perform spot follow up checks with the customers to be certain that refuse service reductions are occurring in accordance with the impact of the recycling activities. The purpose of the monitoring activities is to insure that the economic benefits of reduced disposal bills is passed onto the participating businesses. This will create a positive economic incentive in addition to the reduced collection rates for recycling bins that is described in supporting program 6010-PI-EIN

The implementation of 4060-SP-CAR has been successful in diverting a monthly average of sixty-three (63) roll-off boxes to the C&D facility by December 2003. The total tonnage diverted in 2003 was approximately 513 tons, or 38% of the target identified in the City's first time extension. The implementation of this program required the successful completion of six elements: (1) permitting a site at the County's landfill; (2) the design and placement of processing equipment; (3) identification of targeted C/D accounts using roll-off containers; (4) training of drivers and customer service staff; (5) design and installation of a computerized tracking system; and (6) identification of market outlets for the diverted C/D materials. The program has encountered several barriers that prevented the program from achieving the diversion levels identified in the first time extension. The siting of the facility took until April 2003 to complete. Although successfully permitted, the C&D facility has a daily throughput limit of 50 tons per day. The City is working with the County to explore additional tonnage capacity. In the interim the City has negotiated with its hauler to take C&D loads that exceed the daily capacity limit to the hauler's C&D facility in Stanton.

The equipment provided in June 2003 by the hauler was smaller than what was originally indicated and required upgrading. The equipment update was completed in October 2003. The current equipment in place is sufficient to provide the required level of processing. Another barrier was identified when the hauler experienced operational difficulties in directing the needed number of roll-off boxes to the facility that were required to divert the tonnage identified in the POC. This issue has been resolved and ongoing driver training will be done to continue the operational readiness required to fully implement the C&D diversion efforts. Finally, the city believes that by requiring the same bimonthly reporting system being used for the commercial recycling the C&D diversion will reach full implementation.

Program 7000-FR-MRF identified an increase in diversion of 1,362 tons. The City's first 1066 Plan of Action required all of the city's residential recyclables to be delivered to the Stanton MRF. During the last quarter of 2003, the city became aware that all its residential recyclables were not being delivered to Stanton. The Stanton facility was at maximum processing capacity and could not handle any additional commingled recyclables. A meeting with the hauler was held and, following negotiations, CR & R gave the City primary access to process all its commingled residential recyclables at the Stanton facility. The additional processing capability was achieved by instituting a double shift at the facility to accommodate all users. As of December 2003, all the city's loads are now being processed at CR&R's Stanton MRF. The city will continue to monitor this program for compliance and has indicated to the hauler that it must identify the number of loads being delivered to the Stanton MRF in its bi-monthly report. In addition, the report must also identify the method by which the hauler is measuring the reduction in residue of the city's residential recyclables. Upon receipt of this information, the city will communicate monthly with OLA staff on the amount of tonnage that can be verifiably attributed to this program.

The City is including in this application for a second time extension a new program 3000-CM-RCG. The implementation of this program will provide green waste collection approximately 16,000 single-family homes.

Program 5010-ED-PRN identified the production of brochures and public information to promote recycling in the residential and commercial sectors. As part of the expanded commercial recycling program, a tri-fold colored brochure was produced and distributed to all commercial accounts in Laguna Niguel. The brochure describes the different recyclables that businesses can recover and gives information on the size and types of containers available. The brochure also offers all businesses technical assistance in setting up their recycling program and describes the cost benefits the business will experience through program implementation. In addition, an information brochure on C/D recycling was designed. The brochure is being provided to contractors at the City's planning counter. Finally, the residential sector will be receiving special educational materials that will focus on reducing the amount of contamination in the commingled residential curbside collection program. This educational effort is being pursued with the expectation that the reduction in contamination will result in a lower processing residue and increased levels of diversion. With these efforts completed, the city is satisfied that this portion of its 1066 Plan of Action will be fully implemented.

Program 5020-ED-OUT provides technical assistance to all businesses in the City. As noted above, both the City and its hauler are increasing the level of technical assistance to businesses through increased staffing and City involvement. The City's hauler has established a web site that advertises all recycling services available to residents and businesses and includes news updates related to the City's recycling programs.

As part of the City's educational outreach it will monitor the effectiveness of the program with follow-up surveys to residents utilizing newsletters for special program announcements and tracking program tonnages to determine if targeted information is resulting in improved diversion.

Program 6020-PI-ORD has been fully implemented. The C/D pilot facility opened for its start-up phase in June 03 and the City has been working in concert with four other South Orange County cities to develop an ordinance requiring C/D diversion programs. The City joined with the other cities and held three workshops where information on other California C/D ordinances was reviewed and analyzed. The City Planning Department has finalized its procedures and completed the internal staff training to implement the ordinance that was adopted by the city in the last quarter of 2003. If the builder does not comply with the provisions of the ordinance the City retains a security deposit and if the violation is egregious the City can pursue civil complaints.

Program 8000-TR-BIO will divert woody waste from the construction and demolition waste stream. Biomass diversion is a new program added to this second time extension request. The City will submit its request for biomass credit with its Annual Report.

Section IIIA. 2.